

~~PROPOSED ORDER/COVER SHEET~~TO: Honorable Wayne D. Brazil  
U.S. Magistrate Court Judge

FILED

RE: Charles Phillips

FROM: Claudette M. Silvera, Chief  
U.S. Pretrial Services Officer

MAR 17 2008

DOCKET NO.: CR 07-00643 <sup>DW</sup>~~WDB~~

DATE: March 17, 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

## THE ATTACHED MEMORANDUM WAS PREPARED BY PRETRIAL SERVICES OFFICER:

Rich Sarlatte

U.S. PRETRIAL SERVICES OFFICER

415-436-7508

TELEPHONE NUMBER

## RE: MODIFICATION OF CONDITIONS (OR INFORMATION/VIOLATION)

We are requesting direction from the Court. Please initial the appropriate box(es), and return this form to us so that we may comply with your instructions.



I have reviewed the information that you have supplied. I do not believe that this matter requires any action by this Court at this time.



Inform all parties concerned that I will conduct a Bail Review Hearing in Courtroom No. \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_.



Inform all parties concerned that a Bail Review Hearing will be conducted by:  
Magistrate Judge \_\_\_\_\_ Presiding District Court Judge \_\_\_\_\_



I agree with the recommendation of the Pretrial Services Officer and hereby modify the defendant's Pretrial Release conditions as indicated below:



Modification(s)

A.

B.



Bail Revoked/Bench Warrant Issued.



I am returning the signed order and direct that a copy be provided to the Court file and all interested parties(AUSA and Defense Counsel).



Other Instructions:

*Please do not report 'violations' of  
five minutes or less.*

JUDICIAL OFFICER

DATE

*Wayne D. Brazil 3/17/08 Wayne D. Brazil*

Cover Sheet (12/03/02)

*cc: WMB's Stats, Copy to parties via ECF, Pretrial  
Financial, Frances*

**To:** Honorable Wayne D. Brazil  
U.S. Magistrate Court Judge

**From:** Rich Sarlatte  
U.S. Pretrial Services Officer

**Subject:** Charles Phillips  
Docket No.: CR 07-00643 WDB  
**NOTICE OF VIOLATION OF RELEASE  
CONDITIONS**

**Date:** March 17, 2008



## MEMORANDUM

Your Honor:

The above-captioned individual was released by the Court with supervision by U.S. Pretrial Services including the following special release condition(s):

- ☐ the defendant shall report as directed by U.S. Pretrial Services
- ☐ the defendant shall seek or maintain gainful employment
- ☐ the defendant shall remain in the custody of a third party custodian
- ☐ the defendant shall submit to random drug testing and/or treatment as directed by U.S. Pretrial Services
- ☐ the defendant's travel shall be restricted to \_\_\_\_\_
- ☐ the defendant shall comply with a curfew from \_\_\_\_\_ to \_\_\_\_\_
- ☒ the defendant shall submit to electronic monitoring
- ☐ other special condition \_\_\_\_\_

### VIOLATION

The defendant has apparently violated the release conditions by:

- ☐ not reporting as directed
- ☐ failing to maintain or secure gainful employment
- ☐ not residing with the third party custodian
- ☐ failed to report for drug testing and/or scheduled treatment
- ☐ traveling outside of the court restricted area without Court permission
- ☐ violating curfew
- ☒ violating the terms of electronic monitoring
- ☐ other: \_\_\_\_\_

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**NOTICE OF VIOLATION OF RELEASE CONDITIONS TO THE HONORABLE WAYNE D. BRAZIL,  
U.S. MAGISTRATE JUDGE**

**RE: PHILLIPS, CHARLES**

**Docket No.: CR 07-00643 WDB**

**DETAILS OF ALLEGED VIOLATION**

On March 17, 2008, this officer received an alert that the defendant left his home without authorization at 8:29am. The defendant is authorized to leave his home at 8:30am. Mr. Phillips was contacted and reminded that he cannot leave his home until after 8:30am.

**RECOMMENDATION**

Based upon the alleged violation(s), U.S. Pretrial Services respectfully recommends that the Court:

- ☒ not take any punitive action at this time
- ☐ convene a Bail Violation Hearing to discuss this situation
- ☐ other: \_\_\_\_\_

This memorandum is submitted for Your Honor's information and direction.

Respectfully Submitted,

Rich Sarlatte  
Electronic Monitoring Specialist  
U.S. Pretrial Services Officer

Reviewed by:

Silvio Lugo, Assistant Deputy Chief  
U.S. Pretrial Services Officer

cc: William Welch, Defense counsel  
Garth Hire, Assistant U.S. Attorney